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DOW AGROSCIENCES LLC
9330 ZIONSVILLE RD
INDIANAPOLIS IN 46268


In re Application of :
David H. Meyer :
Serial No.: 10/727,007 : PETITION DECISION
Filed: December 3, 2003 :
Attorney Docket No.: 63326 :

This is a response to the renewed petition under 37 CFR 1.59(b), filed May 17, 2007, to expunge information from the above identified application. The application has now been allowed.

Petitioner requests that the document submitted as an affidavit under 37 CFR 1.132 in response to a Request for Information are proprietary and constitute a Proprietary Information Disclosure. Petitioner states either: (A) that the information contains trade secret material, proprietary material and/or material that is subject to a protective order which has not been made public; or (B) that the information submitted was unintentionally submitted and the failure to obtain its return would cause irreparable harm to the party who submitted the information or to the party in interest on whose behalf the information was submitted, and the information has not otherwise been made public. The petition fee set forth in 37 CFR 1.17(h) has been paid. In applicants' previous petition it was unclear as to which specific documents contained in the IDS were proprietary material to be returned. The application has now been allowed and the documents found not to affect the determination of patentability.

The petition is **GRANTED**. The expunged document is returned herewith.

Should there be any questions with respect to this decision, please contact William R. Dixon, Jr., by mail addressed to: Director, Technology Center 1600, PO BOX 1450, ALEXANDRIA, VA 22313-1450, or by telephone at 571-272-0519 or by facsimile transmission at 703872-9306.


Christopher Low
Director, Technology Center 1600